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1 JOHN E. HILL (S.B.N. 45338)  
2 DANIEL A. STENSON (S.B.N. 83939)  
3 LAW OFFICES OF JOHN E. HILL  
4 A PROFESSIONAL CORPORATION  
5 8105 Edgewater Drive, Suite 100  
Oakland, CA 94621  
Telephone: (510) 588-1000  
Fax: (510) 588-1087

6 Attorneys for Plaintiff  
7 JESUS MORALES

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10 UNITED STATES DISTRICT COURT  
11  
12 NORTHERN DISTRICT OF CALIFORNIA  
13  
14 SAN FRANCISCO DIVISION

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16 JESUS VASQUEZ MORALES, ) Case No. C10-00308 JSW  
17 vs. ) CONSENT TO FILING OF FIRST  
18 Plaintiff, ) AMENDED COMPLAINT FOR  
19 ) DAMAGES AND ORDER THEREON  
20 MAREN ENGINEERING )  
21 CORPORATION, a Corporation; )  
and DOES 1 through 100; )  
22 Defendants. )

23 CONSENT TO FILING OF FIRST AMENDED COMPLAINT FOR DAMAGES

24 The Complaint for Damages in this action was filed on December 11, 2009. Defendant  
25 MAREN ENGINEERING CORPORATION removed this action to Federal Court on January 21,  
26 2010. This action involves a claim under California law that plaintiff sustained injury as a result  
of negligence and/or defects relating to the design, manufacture, installation, maintenance and /or  
servicing of a Maren 72 Automatic Baler. Discovery in this action which occurred subsequent  
to removal of the action to Federal Court has resulted in the identification by plaintiff of two

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1 entities, TOYOTA MATERIAL HANDLING, U S A , INC., and G.L. FREDRICK, INC , who  
2 serviced, repaired, and/or modified the Maren Model 72 Automatic Baler involved in the  
3 incident giving rise to this action. Plaintiff wishes to file an Amended Complaint for Damages in  
4 this action adding TOYOTA MATERIAL HANDLING, U S A , INC., and G.L. FREDRICK,  
5 INC., persons plaintiff believes in whose absence complete relief cannot be accorded among  
6 those who are already parties to this action, as defendants in this action

7  
8 Pursuant to the provisions of Rule 15(b)(2) of the Federal Rules of Civil Procedure,  
9 defendant MAREN ENGINEERING CORPORATION hereby consents to the filing by plaintiff  
10 of an Amended Complaint for Damages in this action in the form set out in Exhibit A to this  
11 Consent to Filing of First Amended Complaint for Damages and Order Thereon.

12 DATED: Nov 8, 2010

13 WILSON, ELSER, MOSKOWITZ,  
14 EDELMAN & DICKER LLP

15 BY:

16   
17 DONALD P. EICHHORN  
18 Attorneys for Defendant  
19 MAREN ENGINEERING CORPORATION

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CONSENT TO FILING OF FIRST AMENDED COMPLAINT  
2 FOR DAMAGES AND ORDER THEREON

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## ORDER

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## GOOD CAUSE APPEARING:

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Plaintiff's First Amended Complaint for Damages, attached hereto as Exhibit A,  
shall be filed with the Court

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## IT IS SO ORDERED

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Dated: November 24, 2010

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HON. JEFFREY S. WHITE

United States District Court Judge

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